

AMENDED
APPLICATION FOR PERMIT

Serial No. **9588**

TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA

Date of first receipt and filing in State Engineer's office APR 14 1932
Returned to applicant for correction DEC 13 1932
Corrected application filed JAN 13 1933

The undersigned A. B. Gardner
Name of applicant
of Sunnyside, County of White Pine,
State of Nevada, hereby make application for
permission to appropriate the public waters of the State of Nevada, as
hereinafter stated. (If applicant is a corporation, give date and place
of incorporation.)

1. The source of the proposed appropriation is flood waters of Pine, Cottonwood, and Little Cherry Creeks.
Name of stream, lake, or other source
2. The amount of water applied for is one second-feet.
One second-foot equals 40 miners' inches
3. The water to be used for stockwatering
Irrigation, power, mining, manufacturing, domestic, or other use
4. The water is to be diverted from its source at the following point:
At a point in the NE $\frac{1}{4}$ SE $\frac{1}{4}$ Sec. 13, T. 2 N., R. 58 E., MDB&M, which
Describe as being within a 40-acre subdivision of public survey, or by course and distance to a section corner. If on unsurveyed land, it should be so stated.
bears S. 81° 05' E. a distance of 58,222 feet from the SE Cor.
Section 6, T. 2 N., R. 57 E. MDB&M.

IF THE WATER IS TO BE USED FOR IRRIGATION, SUPPLY THE FOLLOWING INFORMATION:

- (a) Number of acres to be irrigated is _____
- (b) Description of land to be irrigated _____
Describe by legal subdivision, or if on unsurveyed land it should be so stated and a description provided in accordance with special instruction from the State Engineer when application is returned for correction.

- (c) Use will begin about _____ and end about _____, of each year.
Month Month

IF WATER IS TO BE USED FOR POWER, MINING, STOCK WATERING, OR OTHER USE, SUPPLY THE FOLLOWING INFORMATION:

- (d) Power to be developed is _____ horsepower.
- (e) Works to be located _____
Give 40-acre subdivision on which works will be located, or locate by course and distance to a section-corner.
- (f) Point of return of water to stream Water is not to be returned to
Describe in same manner as point of diversion.
stream
- (g) State number and kinds of animals to be watered 5,000 sheep
- (h) Use will begin about Jan. 1st and end about Dec. 31st, of each year.
Month Month
- (i) Remarks I have used the range surrounding Oneota Reservoir for 30
years past in connection with range livestock.

DESCRIPTION OF PROPOSED WORKS

Water will be stored in Oneota Reservoir which has been abandoned by State manner in which water is to be diverted, whether by dam or other works, whether through pipes, ditches, flumes, or other conduits. If water maintaining the dam and spillway. A fill will be made in the Oneota is to be stored in reservoirs, it should be so stated and the location of the reservoir should be given with reference to the legal subdivisions. dam approximately 50 ft. in length and 25 ft. long. A spillway will be provided on the south end of Oneota Dam proper.

5. Estimated cost of works \$1000.

6. Estimated time required to construct works 2 years

7. Remarks Oneota Reservoir was constructed to store water for the irrigation of certain lands in what is known as Coal Valley. These lands are unsuited for agriculture and the only use which may be made of this reservoir would be the storing of water for the watering of range livestock, which will utilize range which can only be reached when snow is available.

A. E. Gardner, Applicant.

By C. R. Townsend.

Compared RT-CT

This sheet inspected

, Engineer.

PROTESTED FEBRUARY 23, 1933-by-WM. FERGUSON & Joe Ferguson, Hiko, Nevada. 22561

PROTESTED MAR. 26, 1933--INFORMALLY, by GRANT WELCH, SHARPE, NEV. --#22603
INFORMALLY PROTESTED MARCH 30, 1933, by A. C. BRIDGEMAN, ELI, NEVADA. 22607

DENIAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, deny and do hereby grant the same, ~~subject to the following conditions and~~
~~XXXXXX~~ on the grounds that applicant is no longer interested in the application as evidenced by the fact that registered mail sent to his last known address has been returned marked "Unknown".

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed cubic feet per second.

Actual construction work shall begin on or before

Proof of commencement of work shall be filed before

Work must be prosecuted with reasonable diligence and be completed on or before

Proof of completion of work shall be filed before

Application of water to beneficial use shall be made on or before

. Proof of the application of water to beneficial use must be filed with State Engineer on or before

Map Filed January 7, 1932

WITNESS MY HAND AND SEAL this 7th day of September, 1944

Alfred Merritt Smith
State Engineer.

By Hugh A. Chamberger, Assistant State Engineer